

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 96-355-S - ORDER NO. 97-58
JANUARY 22, 1997

IN RE:	Application of Midlands Utility, Inc. for)	ORDER
	Approval of an Extension of Service Area)	APPROVING
	and Sewer Main Extension to Provide)	EXTENSIONS
	Service to Certain Parcels located on U.S.)	OF SERVICE
	Highway No. 1 in Lexington County, South)	AREA
	Carolina.)	

This matter comes before the Public Service Commission of South Carolina ("the Commission") on the requests from Midlands Utility, Inc. ("Midlands" or "the Company") for approval of extensions of its service area in order to provide service to two parcels located on U.S. Highway 1 in Lexington County, South Carolina. Midlands' requests were filed pursuant to 26 S.C. Code Ann. Regs. 103-504 (1976) and 26 S.C. Code Ann. Regs. 103-821 (1976).

On November 12, 1996, Midlands filed its request that it be allowed to serve two parcels of property on U.S. Highway No. 1 in Lexington County. Midlands states that it has been requested by the owners of the properties to provide sewer service to those properties. One of the parcels is owned by Jim Judy Properties and is shown on Lexington County Tax Map (TMS) 04599-05-063 ("the Judy property"). Mr. Jim Judy of Jim Judy Properties states in his request for service that the property will be developed as a

commercial strip shopping center. The other parcel which is included in the instant Application is located across U.S. Highway No. 1 from the Judy property. The second parcel is delineated on Lexington County Tax Map (TMS) 04599-06-002 and is the location of H & H One Stop, an existing convenience store and gas station ("H & H One Stop property").

In its filing, Midlands requests that the public notice and hearing be waived.

The Commission acknowledges that Midlands is a corporation organized and existing under the laws of the State of South Carolina and is a public utility within the meaning of S.C. Code Ann. §58-5-10 (Supp.1995). As a public utility operating in the State of South Carolina, Midlands is subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-5-10 et seq. (1976), as amended. Midlands was previously granted a service area by this Commission, and rates and charges for sewer service have heretofore been approved by this Commission.

Upon a thorough review of the matters contained in the Application and the applicable law, the Commission finds and concludes that the notice and hearing in this matter should be waived and that Midlands' requests for an extension of service area to allow Midlands to serve the parcels of property herein described and located in Lexington County should be granted. The owners of the properties in question requested service from Midlands and therefore have notice of Midlands' request for an extension of service area to serve the property. As no other

property owners are affected by Midlands request, the Commission believes and so finds that a waiver of the notice and hearing requirement is in the public interest in the instant matter.

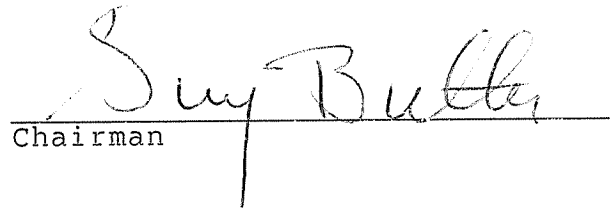
IT IS THEREFORE ORDERED THAT:

1. The request of Midlands to extend its service area to include the two parcels of property located on U.S. Highway 1 in Lexington County, South Carolina [herein described the Judy property shown on the Lexington County Tax Map (TMS) as 04599-05-063 and the H & H One Stop property shown on the Lexington County Tax Map as 04599-06-002] are approved.

2. The schedule of rates and charges previously approved for Midlands by Order No. 92-84 dated February 28, 1992, in Docket No. 90-528-S and by Order No. 92-244, dated April 10, 1992, in Docket No. 91-568-S is approved for the service area approved herein, effective for service rendered on or after the date of this Order.

3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)